

Suits-Andhra Pradesh Administrative Tribunal-O.A No.1696/07 filed by Sri A.Narasimhulu and 5 others for extension of time scale of Rs.1010-1800 under New Common Categories in PRC, 1986 as per G.O.Ms.No.288, Finance & Planning (FW.PRC.I) Department, dt.17.11.1986-Orders-Issued.

IRRIGATION AND COMMAND AREA DEVELOPMENT(SER.V)DEPARTMENT

Dated:15.08.2008.

Read the following:

1. From the APAT, Hyd., Order dt.28.03.07 in OA Nos.1666/07and batch.
2. Representation from Sri A.Narasimhulu and 5 others, dt. Nil.
3. Govt.Memo.No.28492/Ser.V.2/2006-7, dt.13.06.07.
4. From the ENC(IW) Hyd., Lr.No.ENC/IW/P&M/ EE.III/ W1/ 877/2006/Vol.4, dt.31.07.07.
- 5.Govt.Memo.No.28492/Ser.V.2/2006-11, dt.6.11.07.
6. From the ENC(IW) Hyd., Lr.No.ENC/IW/P&M/EE.III/W1/ 877/2006/Vol.5. dt.03.03.08.

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Sri A.Narasimhulu, Welder Gr.I and 5 others, Dam Maintenance Circle, Srisailem Dam East have approached the Hon'ble APAT in OA.No.1696/07 for extension of New Common Category pay scale on par with similarly situated applications in OA.No.4206/92. The Andhra Pradesh Administrative Tribunal, in its Orders dated. 28.03.2007 in OA Nos.1666/07, 1667/07, 1696/07, disposed off the OAs with the following direction:

"with direction to the applicants to file a fresh representation to the 1st and 2nd respondents ventilating their grievance within two weeks from the date of receipt of the order and the respondents 1 & 2 are directed to examine and pass appropriate orders on the representations, if any, made by the applicants, as per rules and also keeping in view the orders of the Tribunal contained in OA No.4206/92 & batch dt.04.02.2003 and pass appropriate orders within 6 months".

2. In the reference 2nd read above, Sri A.Narasimhulu, Welder Grade.I and 5 others, have represented that they are working as Turner, Welder, Fitter respectively under the control of the Respondent authorities. In OA.No.4206/92 and batch dt.04.02.03 directions were given to extend the New Common Category Pay scales from the date of filing of OAs and the notional benefits up to the date of filing the O.A. They are also entitled for the same relief in as much as our initial category is a one of the New Common Category and further in judgement in OA.No.4206/92 and batch dated.04.02.2003 has become final. They have requested to implement the order passed in OAs by extending the New Common Category pay scales and do them justice.

3. In the references 5th & 6th read above, the Engineer-in-Chief(IW) I&CAD Department, Hyderabad, has requested the Government, to get the discrepancy verified in the scales in between category of Sl.No.1 to 3 and 4 to 12 of New Common Categories issued in G.O.MS.No.288, Finance & Planning Department, dt.17.11.1986 with the note file of the originating department. After verification with Finance Department, if the scale of pay prescribed vide Sl.No.4 to 12 is confirmed as 1010-1800 "for qualified", the same may be implemented to the individuals eligible as per directions of Hon'ble Andhra Pradesh Administrative

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Tribunal. In the OA.No.1696/07, the petitioners are (1) Sri A.Narasimhulu, Welder Gr.I (2) Sri G.Avulaiah, Welder Gr.II (3) Sri K.Srikrishnaiah, Welder Gr.III (4) Sri K.Naganna, Electrician (5) Sri A.Prasada Rao, Welder Gr.II and Sri Shaik Rahim, Mechanic Gr.II. Out of 6 petitioners 4 Nos. are Welders 1 No. Electrician and 1 No. Mechanic. The Government Pleader for I&CAD(Services), Andhra Pradesh Administrative Tribunal, vide letter 29.11.2007 has given opinion that after making representation by the applicants the Dept., are at liberty to verify whether the present applications are entitled the pay scales as per the judgment in OA.No.4206/92 & batch dt.04.02.2003 and if the judgment is implemented, it is advised to implement the present judgment also. If the applicants are not entitled the relief prayed, pass speaking orders and communicated the same to the applicants". He has also stated that if the Government, issue orders for extending the benefit of time scale of Rs.1010-1800 in RPS, 1986 to the above applicants under New Common Category as provided in G.O.Ms.No.288, Finance & Planning(FW.PRC.I)Department, dt.17.11.1986 and in G.O.(P).508, Finance Department, dt.10.06.2004, the financial implications involved with notional fixation from 17.11.1986 with monetary benefit from the date of issue of order i.e., 28.03.2007 was Rs.20,000/- approximately in each case. In respect of petitioner, Sri Shaik Rahim has originally appointed as Welder Gr.II converted as Mechanic Gr.II during the year 1998 and continued as Mechanic Gr.II based on Interim orders of Hon'ble APAT in OA.No.3968/05. The petitioners in OA. No.1696/07 are similarly situated on par with the applicants in OA.No.4206/92 and batch. The categories of Welder, Electrician and Mechanic as in OA.No.1696/07 are covered under G.O.MS.No.288, dt.17.11.1986. In the OA.No.4206/92 & batch the cadres of only Electrician, Wiremen and tradesman are petitioners. In G.O.Rt.No.551, I&CAD Department, dt.06.08.04. Government, have issued orders to those who are petitioners in OA.No.4206/92 and batch only. He has, therefore, requested the Government to take necessary action in the matter.

4. Government after careful examination of the matter hereby direct the Engineer-in-Chief(IW) I&CAD Department, to fix the pay of the following applicants in OA.No.1696/07 in the revised pay scale, 1986 in the pay scale of Rs.1010-1800 in terms of G.O.Ms.No.288, Finance & Planning(FW.PRC.I)Department, dt.17.11.1986 notionally up to the date of filing of the OA and monetary benefit from the date of filing for possessing genuine ITI certificates.

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| 1) Sri A.Narasimhulu | Welder, Grade.I |
| 2) Sri G.Avulaiah | Welder. Grader.II |
| 3) Sri K. Srikrishnaiah | Welder, Grade.III |
| 4) Sri K.Naganna | Electrician |
| 5) Sri A.Prasad Rao | Welder, Grade.II |
| 6) Sri Shaik Rahim | Mechanic, Grade.II |

5. The Engineer-in-Chief(IW) I&CAD Department, Hyderabad, shall take necessary further action in the matter accordingly.

6. This order issues with the concurrence of Finance(PC.I)Department, vide their U.O.No.19342/231/A1/PC.I/08, dt.18.07.08.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER
PRL.SECRETARY TO GOVERNMENT

To
The Engineer-in-Chief(IW), Hyderabad.
Stock File/Spare Copy.

//Forwarded::Byorder//

SECTION OFFICER